

The Little Traverse Bay Bands of Odawa Indians  
Tribal Council Meeting  
Tribal Council Chambers  
7500 Odawa Circle  
Harbor Springs, MI 49740  
April 23, 2015

Closed Session: Yes

Call to Order: 9:00 a.m.

Opening Ceremony: Michael Naganashe

Council Present: Secretary Julia Shananaquet, Treasurer Marcella Reyes, Councilor Bill A. Denemy, Councilor Keshick, Councilor Beatrice A. Law, Councilor Naganashe, Councilor Aaron Otto, Councilor Winnay Wemigwase

Absent: none

Legislative Office Staff Present: Legislative Services Attorney Donna Budnick, Sr. Financial Analyst Stella Kay, Legislative Office Manager Michele LaCount

Executive Officials and Staff Present: Chairperson Gasco Bentley

Public: Citizen Doug Emery, Citizen Andrew Stich, Citizen Rick Norberg, Citizen Melissa Laughlin, Citizen Bernadece Boda

Invited Guests: Odawa Casino Resort - General Manager Eric McLester, Director of Property Operations Barry Laughlin, Director of Slots Dennis Shananaquet, Director of Hospitality Hank Rowland, Finance Director Roger Borton, Human Resources Director Katie Eberly, Table Games Director Shane Robertson, Marketing Director Britta Erickson.

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Motion made by Councilor Law and supported by Treasurer Reyes to adopt the agenda of April 23, 2015 as amended.

Vote: 8-Yes, 0-No, 0-Abstained, 0-Absent

Motion carried.

Motion made by Councilor Denemy and supported by Councilor Wemigwase to approve the minutes of the Regular Meeting held on April 9, 2015, as corrected.

Vote: 8-Yes, 0-No, 0-Abstained, 0-Absent

Motion carried.

9:09 a.m.: Elder comments

- Citizen Emery brought up need to have an Ombudsman

**9:15 a.m. Odawa Casino Resort Q1 Performance Review and Business Plan**

9:41a.m. Motion made by Councilor Law and supported by Councilor Wemigwase to go into closed session for confidential business matters.

Vote: 7-Yes, 1-No (Secretary Shananaquet), 0-Abstained, 0-Absent

Motion carried.

10:19 a.m. Motion made by Councilor Law and supported by Councilor Keshick to return to open session.

Vote: 8-Yes, 0-No, 0-Abstained, 0-Absent

Motion carried.

Motion made by Councilor Law and supported by Councilor Denemy to acknowledge Odawa Casino Resort 2015 1<sup>st</sup> Quarter Performance Review and Business Plan, as presented by General Manager Eric McLester and staff.

Vote: 8-Yes, 0-No, 0-Abstained, 0-Absent

Motion carried.

10:39 a.m. Break

10:50 a.m. Resume

10:51 a.m. Elder Comments continued

- Citizen Barry Laughlin commented on Bell's Fishery and Marina and his overall good experience and the excellent fish product. Mention his trip to Grand Rapids and OCR placed 2<sup>nd</sup> in Building competition regarding conservation of electrical consumption.

### **Executive Updates**

Discussion: Asked if there is a suggested change of the quartley grant reports. Cleared up the error in the initial letter sent out to housing tenants. Auditors will be returning for two weeks. Archives and Records were asked to stay within the original budgeted amount. Attended the Enbridge Meeting.

Motion made by Councilor Wemigwase and supported by Councilor Law to acknowledge the verbal Executive report of Chairperson Gasco-Bentley as presented on April 23, 2015 and acknowledge receipt of the April Executive Oversight Report.

Vote: 8-Yes, 0-No, 0-Abstained, 0-Absent

Motion carried.

**Legislative Leader Report** - Position is currently vacant

**Secretary Report:** Nothing to report other than attendance at Budget Hearings.

**Vetoos:** None

**Phone Polls:** None

No motion necessary as this was presented as a FYI.

**Treasurer Report:**

1 Motion made by Councilor Law and supported by Councilor Naganashe to accept  
2 the Treasurer's report as presented by Treasurer Reyes on April 23, 2015.

3 Vote: 8-Yes, 0-No, 0-Abstained, 0-Absent

4 Motion carried.

5  
6 **Tribal Council Member Reports:**

7 Motion made by Councilor Wemigwase and supported by Councilor Naganashe  
8 to acknowledge the verbal travel report of Councilor Otto regarding his  
9 attendance at both the Marijuana Conference and attendance at the National  
10 Indian Gaming Assoc , held in San Diego, CA.

11 Vote: 8-Yes, 0-No, 0-Abstained, 0-Absent

12 Motion carried.

13  
14 **11:49 a.m. Public Comment**

- 15 • Citizen Melissa Laughlin inquired into creation of legislation  
16 regarding protection of elected official. Concerned with safety for  
17 Tribal Council members.
- 18 • Citizen Andrew Stich brought forward a district court case involving  
19 a Tribal Council member. Asked about the broken farm machinery  
20 (tractor) and the purchase of a roto tiller. Looked into the travel  
21 reports and he believes that council members should be required to  
22 submit written reports within a reasonable time.
- 23 • Citizen Rick Norberg commented on the successful Youth  
24 Program.
- 25 • Citizen Bernadece Boda discussed the need to hold meetings on  
26 the weekends so that youth can attend. Stressed the importance of  
27 meeting the budgetary needs of the Youth Program and discussion  
28 regarding ratio of adult supervision per # of children.

29  
30 **12:09 p.m. Public Comment Closes.**

31  
32 **12:10 p.m. Lunch**

33 **1:33 p.m. Meeting Resumes**

34  
35 **Tribal Council Committee Reports:**

36  
37 **Gaming Authority Committee** – Information was presented during the OCR  
38 presentation. No additional information to add.

39  
40 **Agriculture Assessment Work Group**

41 Motion made by Councilor Law and supported by Councilor Wemigwase to  
42 accept the verbal report of the Agriculture Assessment Work Group as presented  
43 by Councilor Keshick, Committee Chairman.

44 Vote: 8-Yes, 0-No, 0-Abstained, 0-Absent

45 Motion carried.

46  
47 **Land and Reservation Committee**

1 Motion made by Councilor Wemigwase and supported by Councilor Denemy to  
2 accept the verbal report of the Land and Reservation Committee as presented by  
3 Councilor Keshick, Committee Chairman.

4 Vote: 8-Yes, 0-No, 0-Abstained, 0–Absent

5 Motion carried.

6  
7 *Councilor Keshick requested that Roll Call votes be addressed prior to his*  
8 *departing meeting. The following 2 items were addressed with complete action*  
9 *listed under roll call votes: 1)Waganakising Odawak Statute Personal Protection*  
10 *Orders and No Contact Orders and Violations of Protective Orders and 2)To*  
11 *appoint Catherine Castagne as Tribal Prosecutor.*

12  
13 2:45 p.m. Councilor Keshick exits meeting.

14  
15 **Legal Legislative Committee – No report**

16  
17 2:51 p.m. Break

18 3:03 p.m. Resume

19  
20 **Ethics Committee – No report at this time**

21  
22 **Legislative Office Reports:**

23  
24 **Legislative Services Sr. Financial Analyst Report**

25 Motion made by Treasurer Reyes and supported by Councilor Wemigwase to  
26 accept Sr. Financial Analyst Stella Kay's verbal and written report as presented  
27 on April 23, 2015.

28 Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)

29 Motion carried.

30  
31 3:13 p.m. Motion made by Councilor Law and supported by Treasurer Reyes to  
32 go into closed session for legal matters.

33 Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)

34 Motion carried.

35  
36 4:04p.m. Motion made by Councilor Law and supported by Councilor  
37 Wemigwase to return to open session.

38 Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)

39 Motion carried.

40  
41 4:05 p.m. Break

42 4:17 p.m. Resume

43  
44 **Legislative Services Attorney Report**

45 Motion made by Councilor Wemigwase and supported by Councilor Denemy to  
46 accept Legislative Services Attorney Budnick's verbal report as presented on  
47 April 23, 2015.

1 Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)  
2 Motion carried.

3  
4 **Enjinaaknegeng** – No individual report, reference telephone conference.

5  
6 **Legislative Office Manager**

7 Motion made by Secretary Shananaquet and supported by Councilor Denemy to  
8 accept Legislative Office Manager LaCount's verbal report as presented on April  
9 23, 2015.

10 Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)  
11 Motion carried.

12  
13 **Action Items - Motions**

14 Motion made by Councilor Wemigwase and supported by Councilor Law to  
15 amend the agenda to include Elder Commission nominees.

16 Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)  
17 Motion carried.

18  
19 Motion made by Councilor Law and supported by Councilor Wemigwase to  
20 approve Treasurer Reyes' and Councilor Wemigwase's travel to the Midwest  
21 Alliance of Sovereign Tribes Summer Meeting June 3-4, 2015 in Green Bay  
22 Wisconsin.

23 Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)  
24 Motion carried.

25  
26 Motion made by Councilor Wemigwase and supported by Treasurer Reyes to  
27 acknowledge receipt of Tribal Traditional Burial Board Inc 2015 1st Quarter  
28 Report.

29 Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)  
30 Motion carried.

31  
32 Motion made by Councilor Wemigwase and supported by Councilor Law to  
33 approve Enrollment List C Voluntary Relinquishment of Citizenship dated April  
34 21, 2015 for a total of 1.

35 Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)  
36 Motion carried.

37  
38 Motion made by Treasurer Reyes and supported by Councilor Law NOT to  
39 pursue Land Parcel 90 as recommended by the Land and Reservation  
40 Committee.

41 Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)  
42 Motion carried.

43  
44 Motion made by Councilor Wemigwase and supported by Councilor Law to  
45 approve Certified Motion #042315-01: Request for Funding from U.S.  
46 Department of Agriculture Natural Resources Conservation Service FY 2015

1 Environmental Quality Incentives Program (EQIP) Climate Change Forestry  
2 Project.

3 Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)

4 Motion carried.

5  
6 Motion made by Councilor Wemigwase and supported by Councilor Naganashe  
7 to approve Certified Motion #042315-02: Funding from the United States  
8 Department of Agriculture (USDA), Food and Nutrition Services Little Traverse  
9 Bay Bands of Odawa Indians Food Distribution Program on Indian Reservations  
10 (FDPIR) Supplemental Funding.

11 Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)

12 Motion carried.

13  
14 Motion made by Treasurer Reyes and supported by Councilor Wemigwase to  
15 approve Certified Motion #042315-03: Funding from the U.S. Department of  
16 Health and Human Services, Indian Health Services, Little Traverse Bay Bands  
17 of Odawa Indians Annual Funding Agreement, Award Increase.

18 Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)

19 Motion carried.

20  
21 Motion made by Treasurer Reyes and supported by Councilor Wemigwase to  
22 approve Certified Motion #042315-04: Request for funding from the Bureau of  
23 Indian Affairs FY 2015 Climate Change Funds.

24 Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)

25 Motion carried.

26  
27 Motion made by Councilor Law and supported by Treasurer Reyes to approve  
28 Certified Motion #042315-05: Funding from the United States Department of the  
29 Interior Bureau of Indian Affairs, Office of Justice Services FY 2015 Law  
30 Enforcement Services Non-Recurring Funds.

31 Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)

32 Motion carried.

33  
34 Motion made by Councilor Wemigwase and supported by Treasurer Reyes to  
35 approve Certified Motion #042315-06: Funding from the United States  
36 Department of the Interior Bureau of Indian Affairs FY 2015 One-Time Only Year  
37 End Funds.

38 Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)

39 Motion carried.

40  
41 Motion made by Councilor Wemigwase and supported by Treasurer Reyes to  
42 approve Certified Motion #042315-07: Request for Funding from the Indian  
43 Health Service SDPI Healthy Heart.

44 Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)

45 Motion carried.

1 Motion made by Councilor Law and supported by Councilor Wemigwase to  
2 acknowledge receipt of John Lemire for Associate Judge and to set up an  
3 interview upon receipt of a qualified back ground report.

4 Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)

5 Motion carried.

6  
7 Motion made by Councilor Wemigwase and supported by Councilor Law to  
8 approve Certified Motion 042315-08 Removal of Black River Dams.

9 Vote: 6-Yes, 1-No (Councilor Otto), 0-Abstained, 1–Absent (Councilor Keshick)

10 Motion carried.

11  
12 Motion made by Councilor Wemigwase and supported by Treasurer Reyes to  
13 approve the Letter to Tribal Citizens dated April 23, 2015, regarding the Little  
14 Traverse Bay Bands of Odawa Indians Reservation and authorize all of the  
15 Councilors to sign.

16 Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)

17 Motion carried.

18  
19 Motion made by Councilor Wemigwase and supported by Councilor Otto to  
20 acknowledge receipt of the Ziibimijwang Inc and Odawa Fishery, Inc. 2015 1st  
21 Quarter Written Reports.

22 Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)

23 Motion carried.

24  
25 Motion made by Councilor Law and supported by Councilor Wemigwase to  
26 acknowledge receipt of the Elder's Commission Nominees and to schedule  
27 interview for the following: JoAnn Carey, Richard Wemigwase, Lisa Flynn and  
28 Debra Smithkey-Browne.

29 Vote: 6-Yes, 1-No, 0-Abstained, 1–Absent (Councilor Keshick)

30 Motion carried.

31  
32 **Action Items: Roll Call Votes**

33 Motion made by Councilor Law and supported by Treasurer Reyes to adopt  
34 Waganakising Odawak Statute Personal Protection Orders and No Contact  
35 Orders and Violations of Protective Orders.

36 Motion withdrawn

37  
38 Motion made by Treasurer Reyes and supported by Councilor Law to appoint  
39 Catherine Castagne as Tribal Prosecutor for a 3-year term.

40 Roll call: Councilor Denemy-yes, Councilor Keshick-yes, Councilor Law-yes,  
41 Councilor Naganashe-yes, Councilor Otto-yes, Councilor Wemigwase-yes,  
42 Treasurer Reyes-yes, Secretary Shananaquet-yes

43 Motion carried.

44  
45 Motion made by Councilor Law and supported by Treasurer Reyes to adopt  
46 Tribal Resolution: Allocation of General Fund Balance to Address Tribal Priorities

1 Tribal Priorities of Investments, Legal Expenses, Economic Development and  
2 Supplemental Funding.

3 Roll call: Councilor Denemy-yes, Councilor Keshick-absent, Councilor Law-yes,  
4 Councilor Naganashe-yes, Councilor Otto-yes, Councilor Wemigwase-yes,  
5 Treasurer Reyes-yes, Secretary Shananaquet-yes  
6 Motion carried.

7  
8 Motion made by Treasurer Reyes and supported by Councilor Law to adopt  
9 Tribal Resolution: Rescission of Tribal Resolution #010613-02 and Reallocation  
10 of Capital Project Fund Monies to the General Fund Balance Funds.

11 Roll call: Councilor Denemy-yes, Councilor Keshick-absent, Councilor Law-yes,  
12 Councilor Naganashe-yes, Councilor Otto-yes, Councilor Wemigwase-yes,  
13 Treasurer Reyes-yes, Secretary Shananaquet-yes  
14 Motion carried.

15  
16 Motion made by Councilor Naganashe and supported by Councilor Law to adopt  
17 Tribal Resolution: Utility Costs for the Kings Inn property.

18 Roll call: Councilor Denemy-yes, Councilor Keshick-absent, Councilor Law-yes,  
19 Councilor Naganashe-yes, Councilor Otto-yes, Councilor Wemigwase-yes,  
20 Treasurer Reyes-yes, Secretary Shananaquet-yes  
21 Motion carried.

22  
23 Motion made by Secretary Shananaquet and supported by Councilor  
24 Wemigwase to adopt Tribal Resolution: Prepare for Litigation and Appropriation  
25 of Funds.

26 Roll call: Councilor Denemy-yes, Councilor Keshick-absent, Councilor Law-yes,  
27 Councilor Naganashe-yes, Councilor Otto-yes, Councilor Wemigwase-yes,  
28 Treasurer Reyes-yes, Secretary Shananaquet-yes  
29 Motion carried.

30  
31 Motion made by Councilor Wemigwase and supported by Councilor Denemy to  
32 adopt Tribal Resolution: Funding for Waganakising Odawak Statute 2015-001  
33 Elders Commission.

34 Roll call: Councilor Denemy-yes, Councilor Keshick-absent, Councilor Law-yes,  
35 Councilor Naganashe-yes, Councilor Otto-yes, Councilor Wemigwase-yes,  
36 Treasurer Reyes-yes, Secretary Shananaquet-no  
37 Motion carried.

38  
39 Motion made by Councilor Wemigwase and supported by Councilor Law to pass  
40 the Gaming Enterprise Board Statute.

41 Roll call: Councilor Denemy-yes, Councilor Keshick-absent, Councilor Law-yes,  
42 Councilor Naganashe-yes, Councilor Otto-yes, Councilor Wemigwase-yes,  
43 Treasurer Reyes-yes, Secretary Shananaquet-yes  
44 Motion carried.

45  
46 Motion made by Councilor Law and supported by Treasurer Reyes to pass Tribal  
47 Resolution Odawa Casino Resort Five Year Strategic Plan.



1 Roll call: Councilor Denemy-yes, Councilor Keshick-absent, Councilor Law-yes,  
2 Councilor Naganashe-yes, Councilor Otto-yes, Councilor Wemigwase-yes,  
3 Treasurer Reyes-yes, Secretary Shananaquet-no  
4 Motion carried.

5  
6 **Other Items of Business**

7 5:10 p.m. Motion made by Treasurer Reyes and supported by Councilor Law to  
8 go into closed session for personnel.

9 Vote: 6-Yes, 0-No, 0-Abstained, 2–Absent

10 Motion carried.

11  
12 5:24 p.m. Motion made by Councilor Law and supported by Councilor  
13 Wemigwase to return to open session.

14 Vote: 6-Yes, 0-No, 0-Abstained, 2–Absent

15 Motion carried.

16  
17 **Adjournment**

18 5:25 p.m. Motion made by Councilor Denemy and supported by Treasurer Reyes  
19 to adjourn meeting.

20 Vote: 6-Yes, 0-No, 0-Abstained, 2–Absent

21 Motion carried.

22  
23 **Next Scheduled Meeting**  
24 **May 7, 2015**

25  
26 Please contact the Legislative Office at 231-242-1403 or 231-242-1404 for  
27 additional updates and clarifications of these minutes as presented.

28  
29 These Minutes have been read and approved as written (or) corrected: (delete  
30 either the word “written” or “corrected” as pertains to how the minutes were  
31 approved.)

32  
33  
34  
35 \_\_\_\_\_  
36 Julia A. Shananaquet, Tribal Council Secretary

Date